



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/749,108	12/27/2000	Jeffrey James Cornell	ROC920000228US1	6271

24038 7590 11/06/2002

MARTIN & ASSOCIATES, LLC  
P O BOX 548  
CARTHAGE, MO 64836-0548

EXAMINER

NGUYEN, CINDY

ART UNIT	PAPER NUMBER
----------	--------------

2171

DATE MAILED: 11/06/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/749,108

Applicant(s)

CORNELL ET AL.

Examiner

Cindy Nguyen

Art Unit

2171

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 27 December 2000.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-6 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-6 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 27 December 2000 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_.
- 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

### **DETAILED ACTION**

This is in response to application filed on December 27, 2000 in which claims 1-6 are presented for examination.

#### ***1. Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

#### **2. Claims 1-6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Cezar (U.S. 6128651) in view of Garrett (U.S. 6473738).**

Regarding claims 1 and 4, Cezar discloses: a method and an apparatus for a web server to render web pages to the user (col. 2, lines 21-33, Cezar), comprising: at least one processor (P, fig. 1 and corresponding text, Cezar); a memory coupled to the at least one processor (col. 6, lines 42-49, Cezar); a web server application residing in the memory and executed by the at least one processor (col. 6, lines 50-55, Cezar), the web server application rendering specified web pages to web browser at the web browsers' request (fig. 2 and corresponding text, Cezar);

An intermediate web page residing in the memory (col. 5, lines 7-9, Cezar);

A next web page residing in the memory (col. 7, lines 22-33, Cezar);

Renders the intermediate page for a predetermined period of time, and then automatically renders the next web page when the predetermined period of time expires (col. 7, lines 22-40, Cezar).

However, Cezar didn't disclose: A first web page residing in the memory that includes a form into which a user may enter information and a mechanism for the user to submit the entered information

Art Unit: 2171

to the web server application, Wherein the web server application renders the first web page to a browser for the user to enter the information, and when the user submits the entered information to the web server application the web server application received the entered information. On the other hand, Garrett discloses: A first web page residing in the memory that includes a form into which a user may enter information and a mechanism for the user to submit the entered information to the web server application (1200, fig. 12 and corresponding text, Garrett);

Wherein the web server application renders the first web page to a browser for the user to enter the information, and when the user submits the entered information to the web server application the web server application received the entered information (col. 10, lines 54 to col. 11, lines 5, Garrett). Thus, at the time invention was made, it would have been obvious to a person of ordinary skill in the art to include a form into which a user may enter information and a mechanism for the user to submit the entered information to the web server application in the system of Cezar, as taught by Garrett. The motivation being to enable the user to use the template to submit the requests to the server.

Regarding claims 2 and 5, all the limitations of this claim have been noted in the rejection of claims 1 and 4, respectively. In addition, Cezar/Garrett disclose: wherein if the user reloads the next web page the entered information is not re-submitted to the web server application (105, fig. 12 and corresponding text, Garrett). Thus, at the time invention was made, it would have been obvious to a person of ordinary skill in the art to include the step of loading the next web page the entered information is not re-submitted to the web server application in the system of

Art Unit: 2171

Cezar, as taught by Garrett. The motivation being to enable the user to avoid submitting the same order at multiple times.

Regarding claims 3 and 6, all the limitations of this claim have been noted in the rejection of claims 1 and 4, respectively. In addition, Cezar/Garrett disclose: wherein the intermediate web page specifies the predetermined period of time (col. 7, lines 51-60, Cezar).

### **3. Conclusion**

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Davis et al. (U.S. 5796952). Method and apparatus for tracking client interaction with a network resource and creating client profiles and resource database.

Cohn et al. (U.S. 6317780). System and method for distributing data over a communications network.

### **4. Contact Information**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cindy Nguyen whose telephone number is 703-305-4698. The examiner can normally be reached on M-F: 8:00-5:00.

Art Unit: 2171

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Safet Metjahic can be reached on 703-308-1436. The fax phone numbers for the organization where this application or proceeding is assigned are 703-746-7239 for regular communications and 703-746-7240 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

CN  
Cindy Nguyen  
November 4, 2002

File  
UYEN LE  
AV 2171